

**UNITED STATES BANKRUPTCY APPELLATE PANEL  
OF THE TENTH CIRCUIT**

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IN RE HOLLI LUNDAHL,  
  
Debtor.

BAP No. UT-04-021

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HOLLI LUNDAHL,  
  
Appellant,

Bankr. No. 03T-21660  
Chapter 13

v.

ORDER DISMISSING APPEAL

ELI LILLY AND COMPANY, INC.,  
ADVANCED CARDIOVASCULAR  
SYSTEMS, INC., ACS, LOS ANGELES  
HOMEOWNER'S AID, UNITED  
STATES OF AMERICA (INTERNAL  
REVENUE SERVICE), and ANDRÉS  
DÍAZ, Trustee

April 7, 2004

Appellees.

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Before McFEELEY, Chief Judge, MICHAEL, and NUGENT, Bankruptcy Judges.

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On March 30, 2004, this Court entered an Order Denying Appellant's Amended Election and Motion to Stay and Dismissing Cross-Appeal Without Prejudice ("Order"). That Order provided that it did not extend the time for the Appellant to pay filing and docketing fees or to file a designation of record, statement of issues, and statement of interested parties.

On March 8, 2004, this Court entered an order requiring the Appellant to pay the filing and docketing fees required by 28 U.S.C. § 1930(b) and (c) by April 5, 2004, or the appeal would be dismissed without further notice. That time has expired, and the required filing and docketing fees have not been paid.

On March 23, 2004, this Court entered a Notice of Deficiency and Order to

Show Cause (“NOD/OSC”), noting that the designation of record and statement of issues required by Fed. R. Bankr. P. 8006 and 10th Cir. BAP L.R. 8006-1(b) and the statement of interested parties required by 10th Cir. BAP L.R. 8018-3(a) had not been filed. The NOD/OSC provided that if the required papers were not filed within ten (10) days, the appeal would be dismissed for failure to prosecute. That time has expired, and the required papers have not been filed.

The Court concludes that the appeal must be dismissed for failure to prosecute.

Accordingly, it is HEREBY ORDERED that this appeal is DISMISSED.

For the Panel:

Barbara A. Schermerhorn, Clerk of Court

By:

  
Deputy Clerk